

THURSDAY, MARCH 5, 1981
SEVENTEENTH LEGISLATIVE DAY

The House met at 10:30 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Pastor Frank Stevenson, Calvary Bible Church of Pickett County.

Representative Davis (Pickett) led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 96

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

The Speaker announced that Representative Chiles was excused because of business reasons.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 65—Relative to best wishes, Bill “Griff” Griffin; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

251—To amend Section 17-5-201, Code;

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- 253—To amend Section 24-1-103, Code;
- 297—To allow certain persons, participate, Retirement System;
- 360—To amend Section 49-214(1), Code;
- 388—To regulate Board of Nursing;
- 402—To regulate permissible term, textbook contracts;
- 462—To amend Title 7, Chapter 36, Code;
- 494—To amend Section 41-1231, Code;
- 710—To amend Title 4, Chapter 29, Part 2 and Title 33, Chapters 1 and 2, Code;
- 782—To amend Section 55-4-101, Code;
- 865—To regulate license plates, national guard members;
- 875—To amend Section 51-910, Code;
- 881—To amend Section 55-11-205, Code; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions No. 98 and 101; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 127, 214 and 215; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 458; and House Joint Resolutions Nos. 104 and 105; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

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SIGNED

The Speaker announced that he had signed the following: House Bill No. 458; House Joint Resolutions Nos. 104 and 105; and Senate Bills Nos. 127, 214 and 215.

Mr. Stafford moved that Senate Joint Resolution No. 63 be recalled from the Committee on Calendar and Rules, which motion prevailed.

Mr. Stafford moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 63, which motion prevailed.

Senate Joint Resolution No. 63—Relative to adopting official salute, flag of Tennessee.

On motion of Mr. Stafford, the resolution was concurred in.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

110—To amend purchasing law, Sumner County; substituted for Senate Bill on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 105; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution No. 105; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

CALENDAR

House Bill No. 171—To set compensation worker's accident and sickness insurance.

Mr. Smith moved that House Bill No. 171 be passed on third and final consideration.

Mr. Smith moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 171 by adding to both Section 1. and Section 2. the following

sentence:

Nothing in this section shall require coverage of occupational injuries or sicknesses, if such are not covered under the terms of the policy without reference to eligibility for Worker's Compensation benefits.

On motion, the amendment was adopted.

Thereupon, House Bill No. 171, as amended, passed its third and final consideration by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

House Bill No. 199—To amend Title 4, Chapter 29, Code.

On motion, House Bill No. 199 was made to conform with Senate Bill No. 258.

On motion, Senate Bill No. 258, on same subject, was substituted for House Bill No. 199.

Mr. Davis (Hamilton) moved that Senate Bill No. 258 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

House Bill No. 253—To regulate public sewage systems.

Mr. Davidson moved that House Bill No. 253 be passed on third and final consideration.

Mr. Davidson moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 253 by deleting the sentence "No land treatment public sewerage system shall be approved or certified by the department or the commissioner" in Section 1 and substituting in lieu thereof the following:

"No public sewerage system using land application or treatment shall be approved or certified by the commissioner which proposes to use land having a water table at an elevation which would preclude adequate treatment of the wastewater and which may result in surface or ground water pollution as provided in Sections 70-324 thru 70-345".

On motion, the amendment was adopted.

Thereupon, House Bill No. 253, as amended, passed its third and final consideration by the following vote:

Ayes	91
Noes	0
Present and not voting	4

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—91.

Representatives present and not voting were: Dills, Lowe, Phillips and Tanner—4.

A motion to reconsider was tabled.

House Bill No. 659—To exempt certain property from taxation.

Mr. Lashlee moved that House Bill No. 659 be passed on third and final consideration.

Mr. Lashlee moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 659 by deleting from the amendatory language of Section 1 the following words:

"which conduct exhibitions of and competitions involving livestock, farm products, handicrafts, or machinery".

On motion, the amendment was adopted.

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Thereupon, House Bill No. 659, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Bill No. 28—To make certain provisions, longevity pay.

On motion, House Bill No. 28 was made to conform with Senate Bill No. 49.

On motion, Senate Bill No. 49, on same subject, was substituted for House Bill No. 28.

Mr. Lashlee moved that Senate Bill No. 49 be passed on third and final consideration.

Mr. Ford moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 49 by adding between the words “service” and “which” in Section 1 the words “because of serious personal illness”

Mr. Lashlee moved that the amendment be tabled, which motion prevailed by the following vote:

Ayes	58
Noes	35

Representatives voting aye were: Akard, Bell (Wilson), Bivens, Bragg, Brewer, Buck, Burnett, Clark (Davidson), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Gaia, Gill, Hillis, Jared, Johnson, Jones, Kernell, King (Shelby), Lashlee, Love, Lowe, McKinney, Miller, Montgomery, Murphy (Davidson), Murray, Naifeh, Owen, Phillips, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Shirley, Spence, Stallings, Starnes, Tanner, Turner, Wallace, Wheeler, Withers, Wix, Work, Yelton and Mr. Speaker McWherter—58.

Representatives voting no were: Baker, Bell (Knox), Bewley, Carter, Clark (Sumner), Copeland, Duer, Ford, Frensley, Harrill, Henry (Blount), Henry (Roane), Hudson, Hurley, Huskey, Kelley, Kent, King (Washington), McAfee, McNally, Martin, Moore, Percy, Robinson (Washington), Scruggs, Severance, Shockley, Smith, Stafford, Sterling, Ussery, Webb, Whitson, Wolfe and Wood—35.

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Thereupon, Senate Bill No. 49, passed its third and final consideration by the following vote:

Ayes	94
Noes	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

Representative voting no was: Stafford—1.

A motion to reconsider was tabled.

Mr. Bragg moved that House Bills Nos. 158 and 162 be placed on the Calendar for Wednesday, March 11, 1981, which motion prevailed.

House Joint Resolution No. 86—Relative to supporing TVA’s Nuclear Plant Program.

Mr. Hillis moved that House Joint Resolution No. 86 be adopted, which motion prevailed by the following vote:

Ayes	71
Noes	11
Present and not voting	7

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Burnett, Carter, Clark (Sumner), Copeland, Covington, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Johnson, Jones, Kelley, Kent, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Severance, Shirley, Shockley, Stallings, Starnes, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—71.

Representatives voting no were: Cobb, Davis (Pickett), Frensley, Kernell, Lowe, McAfee, Murphy (Davidson), Scruggs, Smith, Spence and Turner—11.

Representatives present and not voting were: Buck, Clark (Davidson), Crain, Duncan, Henry (Blount), Jared and Stafford—7.

A motion to reconsider was tabled.

Mr. Sterling moved that House Bill No. 598 be placed on the Calendar for Wednesday, March 11, 1981, which motion prevailed.

House Bill No. 654—To amend Section 55-11-205, Code.

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On motion, House Bill No. 654 was made to conform with Senate Bill No. 881.

On motion, Senate Bill No. 881, on same subject, was substituted for House Bill No. 654.

Mr. Tanner moved that Senate Bill No. 881 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—91.

A motion to reconsider was tabled.

House Bill No. 356—To provide for emergency hospitalization, mentally ill.

Mr. Richardson moved that House Bill No. 356 be passed on third and final consideration.

Mr. Starnes moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 356 by adding the following new Section 2 and renumbering the remaining section accordingly:

Section 2. Tennessee Code Annotated, Section 33-603(a), is amended in the first sentence of the fourth paragraph by:

- a. deleting the word “private” and substituting therefor the word “state-owned”;
- b. deleting the word “may” and substituting therefor the word “shall”;
- c. inserting the word “other” before the word “public”;
- d. inserting the words “or private” after the word “public”;
- e. deleting the word “shall” and substituting therefor the word “may”.

On motion, the amendment was adopted.

Thereupon, House Bill No. 356, as amended, passed its third and final consideration by the following vote:

Ayes	89
Noes	0
Present and not voting	3

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Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—89.

Representatives present and not voting were: Bell (Knox), Kent and Stafford—3.

A motion to reconsider was tabled.

Mr. Speaker pro tem Brewer relinquished the Chair to Mr. Martin, Speaker pro tem.

House Bill No. 466—To make certain provisions, county government.

Mr. Webb moved that House Bill No. 466 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work and Yelton—93.

A motion to reconsider was tabled.

House Bill No. 24—To regulate sale of certain jewelry.

On motion, House Bill No. 24 was made to conform with Senate Bill No. 239.

On motion, Senate Bill No. 239, on same subject, was substituted for House Bill No. 24.

Mr. Moore moved that Senate Bill No. 239 be passed on third and final consideration.

Mr. Stafford moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 239 by adding the following section immediately prior to Section 2 and at the end of Section 1.

Provided, however, that no person acting as a buyer or a dealer under the provisions of this act shall purchase any item covered by this act from a minor and shall exercise due care to comply with the provision of this act.

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On motion, the amendment was adopted.

Mr. McKinney moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 239 by deleting in Section 1, the following phrase and words "excluding Saturday, Sunday and holidays," in its entirety, and placing a period after the word days.

On motion, the amendment was adopted.

Mr. Clark moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 239 by adding a new section immediately after Section 1 and redesignating the subsequent section accordingly:

SECTION 2. Tennessee Code Annotated, Section 38-607 is amended by adding the following language:

It shall be unlawful for any person or corporation purchasing or otherwise dealing in gold where the said purchase is for resale in its original form or as changed by remounting, melting, reforming, remolding, or recasting or for resale as scrap or in bulk to sell, exchange, barter, or remove from the place in which said business is conducted, or change the form for Until the gold is inspected by the appropriate authorities. Regardless of whether such gold is inspected, in no event shall such purchaser or dealer be required to hold such gold for a period of more than thirty (30) days. Such purchaser or dealer shall make a written notation of the seller's name and address.

Mr. Murray moved that the Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	56
Noes	27
Present and not voting	2

Representatives voting aye were: Akard, Bell (Wilson), Bivens, Bragg, Brewer, Buck, Burnett, Carter, Clark (Davidson), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Frensley, Gaia, Gill, Hillis, Jared, Johnson, Kent, King (Shelby), Lashlee, Lowe, McAfee, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Shirley, Spence, Stallings, Tanner, Wallace, Wheeler, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—56.

Representatives voting no were: Baker, Bell (Knox), Bewley, Clark (Sumner), Duncan, Harrill, Henry (Roane), Hudson, Hurley, Huskey, Kelley, King (Washington), McNally, Martin, Montgomery, Percy, Phillips, Scruggs, Severance, Shockley, Smith, Stafford, Sterling, Ussery, Webb, Whitson and Wix—27.

Representatives present and not voting were: Ford and Owen—2.

Mr. McNally moved to amend as follows:

AMENDMENT NO. 4

Amend Senate Bill No. 239 by adding a new section, as follows, immediately before the effective date section and by renumbering the effective date section accordingly:

SECTION—. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 239, as amended, passed its third and final consideration by the following vote:

Ayes	79
Noes	3
Present and not voting	10

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Sumner), Copeland, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dispayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Shockley, Smith, Stafford, Stallings, Starnes, Sterling, Turner, Ussery, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work and Yelton—79.

Representatives voting no were: Dills, Duncan and Spence—3.

Representatives present and not voting were: Covington, Johnson, Miller, Naifeh, Owen, Severance, Shirley, Tanner, Wallace and Mr. Speaker McWherter—10.

A motion to reconsider was tabled.

House Bill No. 113—To revise certain advertisement, delinquent tax lists.

Mr. Wix moved that House Bill No. 113 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	65
Noes	15
Present and not voting	14

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Brewer, Buck, Burnett, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dispayne, Duncan, Ellis, Gaia, Gill, Henry (Roane), Hillis, Hurley, Jared, Kelley, Kent, King (Shelby), Love, McKinney, McNally, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Richardson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Smith, Stafford, Stallings, Starnes, Sterling, Ussery, Wheeler, Whitson, Withers, Wix, Wood, Work, Yelton and Mr. Speaker McWherter—65.

Representatives voting no were: Bragg, Byrd, Copeland, Dills, Harrill, Hudson, Huskey, Johnson, Kernell, King (Washington), Martin, Montgomery, Murray, Spence and Turner—15.

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Representatives present and not voting were: Bell (Knox), Crain, Duer, Ford, Frenseley, Henry (Blount), Lashlee, Lowe, McAfee, Rhinehart, Tanner, Wallace, Webb and Wolfe—14.

A motion to reconsider was tabled.

House Bill No. 529—To extend term, Commissioner of Education.

On motion, House Bill No. 529 was made to conform with Senate Bill No. 762.

On motion, Senate Bill No. 762, on same subject, was substituted for House Bill No. 529.

Mr. Davis (Hamilton) moved that Senate Bill No. 762 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frenseley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

A motion to reconsider was tabled.

House Bill No. 195—To amend Section 50-1324, Code.

On motion, House Bill No. 195 was made to conform with Senate Bill No. 270.

On motion, Senate Bill No. 270, on same subject, was substituted for House Bill No. 195.

Mr. Hillis moved that Senate Bill No. 270 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frenseley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

A motion to reconsider was tabled.

House Bill No. 411—To provide for acquisition of public work projects, municipalities.

On motion, House Bill No. 411 was made to conform with Senate Bill No. 462.

On motion, Senate Bill No. 462, on same subject, was substituted for House Bill No. 411.

Mr. Phillips moved that Senate Bill No. 462 be passed on third and final consideration.

Mr. Phillips moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 462 adding after the word

“projects”

in the third line of the language proposed to be added to Item 2 of Section 7-36-102 by Section 1 thereof the following language

“which, together constitute a waterworks, or a water distribution system, or both, serving an incorporated municipality”

And further amend by adding after the word

“projects”

in the third line of the language proposed to be added to Item 10 of Section 7-36-102 by Section 2 thereof the following language

“which, together constitute a waterworks, or a water distribution system, or both, serving an incorporated municipality”

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 462, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

A motion to reconsider was tabled.

House Bill No. 310—To make certain provisions sample ballots.

Mr. Rhinehart moved that House Bill No. 310 be passed on third and final considera-

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tion, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

A motion to reconsider was tabled.

House Bill No. 311—To make certain provisions, list of absentee voters.

Mr. Rhinehart moved that House Bill No. 311 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—92.

A motion to reconsider was tabled.

House Bill No. 414—To provide for board and lodging, certain jurors.

Mr. Rhinehart moved that House Bill No. 414 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes	1
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson,

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Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—90.

Representative voting no was: Scruggs—1.

Representative present and not voting was: Moore—1.

A motion to reconsider was tabled.

House Bill No. 433—To provide for retirement, county judges and officials.

Mr. Rhinehart moved that House Bill No. 433 be passed on third and final consideration.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 433 by deleting Section 1 in its entirety and substituting instead the following new section:

SECTION 1. Tennessee Code Annotated, Section 8-35-116 is amended by adding a new subsection as follows:

() Notwithstanding the foregoing or any other provision of the law to the contrary, full time employees in the positions of county judges and county officials, as these terms are defined in Tennessee Code Annotated, Title 8, Chapter 34, in office or taking office after June 30, 1981, may participate in the retirement system as a Group I member in accordance with the provisions of Tennessee Code Annotated, Title 8, Chapters 34-37 and of this Act as specified hereinbelow.

(1) The county legislative body by resolution may permit the participation in the Tennessee Consolidated Retirement System of persons elected or appointed in full time positions as county judges and county officials as defined by the laws governing the retirement system provided the county authorizes and accepts the liability therefor. It is further provided that all employer and employee contributions together with investment earnings made on behalf of persons covered under the provisions of this Act must equal to or exceed benefits which will be paid out. In the event of withdrawal of an employer participating under this Act, the assets of the employer shall be distributed in accordance with Tennessee Code Annotated, Section 8-35-211. Any liabilities resulting from the participation of any employer under this Act shall be a liability of the employer and not the state. Should any required employer costs become delinquent, the commissioner of finance and administration, at the direction of the board of trustees of the retirement system, is authorized to withhold such amount or part of such amount from any state shared taxes which are otherwise apportioned to said county. Employees participating pursuant to this Act will make contributions to the retirement system at a rate of 5% of earnable compensation. Employer contributions will be determined by the system's actuary for each county that authorizes its county officials and county judges to participate under the provisions of this Act.

(2) The resolution may permit the county judge or county official to claim prior service credit for service rendered as a full time county general employee, county judge or county official if the county authorizes and assumes the liability for such prior service.

Upon the authorization and assumption of the liability for prior service credit by the county, the county official or county judge shall be entitled to receive credit for such prior service only by the making of a lump sum payment of the contributions he would have made had he been a member plus interest at the rate provided for in Tennessee Code Annotated, Section 8-37-214.

(3) Any person entitled to participate in the retirement system under the provisions of this Act shall be entitled to all rights, benefits and privileges accruing under Tennessee Code Annotated, Title 8, Chapters 34-37 except as otherwise provided in this Act; and such person shall be prohibited from participating in any other retirement system while at the same time participating in the Tennessee Consolidated Retirement System.

On motion, the amendment was adopted.

Mr. Kent moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 433 by adding at the end of the amendatory language in Section 1, the following:

A county judge or county official must choose to participate in either the consolidated retirement system in accordance with the provisions of this act or a county retirement system. If he is covered by a county system, he shall not be eligible to participate in the consolidated system.

On motion, the amendment was adopted.

Thereupon, House Bill No. 433, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensey, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWhorter—93.

A motion to reconsider was tabled.

House Bill No. 339—To provide specification items, competitive bidding contracts.

On motion, House Bill No. 339 was made to conform with Senate Bill No. 544.

On motion, Senate Bill No. 544, on same subject, was substituted for House Bill No. 339.

Mr. Murphy (Davidson) moved that Senate Bill No. 544 be passed on third and final consideration.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 544 by inserting the following language as a new section immediately preceding the final section and by appropriately renumbering such final section:

SECTION— The department of general services shall compile and publish a list of business entities which commercially distribute re-refined or recycled lubricating motor oil which complies with the standard specifications adopted by the department pursuant to this act. The department shall make such list available to the various entities and political subdivisions of state government. The department shall mail such list to the chief executive of each county and each municipality.

Prior to accepting competitive bids for a contract concerning lubricating motor oil, a county or municipality shall notify each business entity on the department's list of relevant facts concerning such proposed contract.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 544, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensey, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

Mr. Withers moved that House Bill No. 258 be placed on the Calendar for Monday, March 9, 1981, which motion prevailed.

The Speaker directed that in the absence of the sponsor, House Bill No. 357 be placed on the Calendar for Monday, March 9, 1981.

Mr. Davis (Hamilton) moved that House Bill No. 530 be placed on the Calendar for Monday, March 9, 1981, which motion prevailed.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 65—Relative to best wishes, Bill "Griff" Griffin.

Under the rules, Senate Joint Resolution No. 65 was referred to the Committee on Calendar and Rules.

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Mr. McNally moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 115 out of order, which motion prevailed.

House Joint Resolution No. 115—Relative to declaring “National Energy Education Day”—By McNally.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. McNally, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Speaker McWherter resumed the Chair.

COMMITTEE APPOINTMENT

Mr. Speaker McWherter announced that he had appointed Representative Lowe as a member of the Committee on Education and the Committee on Commerce.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 96

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 110—Relative to directing investigation, SCA Services, Incorporated—By Moore and Gill.

The Speaker referred House Joint Resolution No. 110 to the Committee on Calendar and Rules.

House Joint Resolution No. 111—Relative to proposing amendment Article II, Section 15, Constitution—By Percy.

The Speaker referred House Joint Resolution No. 111 to the Committee on Calendar and Rules.

House Joint Resolution No. 113—Relative to honoring Edward Hooper—By Tanner and Jared.

Under the rules, House Joint Resolution No. 113 was referred to the Committee on Calendar and Rules.

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INTRODUCTION OF BILLS

House Bill No. 1066—To amend Charter, Adamsville—By Wolfe.

Passed first consideration.

House Bill No. 1067—To regulate Civil Service Board, Columbia—By Richardson and Frensey.

Passed first consideration.

House Bill No. 1068—To allow parole eligibility, certain persons—By King (Shelby).

Passed first consideration.

House Bill No. 1069—To allow parole eligibility, certain persons sentenced to life—By King (Shelby).

Passed first consideration.

House Bill No. 1070—To allow parole eligibility, certain persons—By King (Shelby).

Passed first consideration.

House Bill No. 1071—To regulate certain rented premises—By Cobb.

Passed first consideration.

House Bill No. 1072—To provide “average final compensation,” retirement purposes—By Hillis and Ellis.

Passed first consideration.

House Bill No. 1073—To establish the Industrial Development Loan Program—By Kelley, King (Washington), Baker, Whitson, Webb, Bewley, Wallace, Montgomery, Robinson (Washington), Ford, Huskey, Severance, Shockley, Wood, Henry (Blount) and Carter.

Passed first consideration.

House Bill No. 1074—To regulate abandoned junk—By Baker.

Passed first consideration.

House Bill No. 1075—To provide rate of interest on judgments—By Tanner.

Passed first consideration.

House Bill No. 1076—To amend Section 49-5503(c), Code—By Robinson (Washington).

Passed first consideration.

House Bill No. 1077—To amend Section 49-5505, Code—By Robinson (Washington).

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 251—To amend Section 17-5-201, Code.

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Passed first consideration.

Senate Bill No. 253—To amend Section 24-1-103, Code.

Passed first consideration.

Senate Bill No. 297—To allow certain persons, participate Retirement System.

Passed first consideration.

Senate Bill No. 360—To amend Section 49-214(1), Code.

Passed first consideration.

Senate Bill No. 388—To regulate Board of Nursing.

Passed first consideration.

Senate Bill No. 402—To regulate permissible term, textbook contracts.

Passed first consideration.

Senate Bill No. 494—To amend Section 41-1231, Code.

Passed first consideration.

Senate Bill No. 710—To amend Title 4, Chapter 29, Part 2 and Title 33, Chapters 1 and 2, Code.

Passed first consideration.

Senate Bill No. 782—To amend Section 55-4-101, Code.

Passed first consideration.

Senate Bill No. 865—To regulate license plates, national guard members.

Passed first consideration.

Senate Bill No. 875—To amend Section 51-910, Code.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1052—To consolidate certain utility districts.

Passed second consideration and held without reference.

House Bill No. 1053—To regulate use of dimethyl sulfoxide.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 1054—To amend Title 13, Chapter 22, Code.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 1055—To regulate South Carroll County Special School District.

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Passed second consideration and held without reference.

House Bill No. 1056—To provide installment payments under garnishment law.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 1057—To set procedure for filling certain vacancies.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1058—To amend Business Tax Act.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 1059—To regulate occupation of cosmetology.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1060—To regulate contributions, elections.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1061—To regulate captive insurance companies.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 1062—To regulate certain practices, insurance.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 1063—To amend Sentence Credit Laws.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 1064—To make certain provisions, kindergartens.

Passed second consideration and referred to Committee on Education.

House Bill No. 1065—To regulate commercial and sport fishing.

Passed second consideration and referred to Committee on Conservation and Environment.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.

106—Relative to supporting "Remember America's Veterans" campaign; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 63, for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 61, 110, 254, 256, 562, 745, 747, 754, 789, 849, 884 and 906; and House Joint Resolution No. 102; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 61, 110, 254, 256, 562, 745, 747, 754, 789, 849, 884 and 906; House Joint Resolution No. 102; and Senate Joint Resolution No. 63.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 61, 110, 254, 256, 458, 562, 745, 747, 754, 789, 849, 884 and 906; also, House Joint Resolutions Nos. 102 and 104; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 259, 1039, 1045 and 1051.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 167—Love

House Bill No. 659—Wallace

House Bill No. 760—Miller

House Bill No. 810—Smith, Clark (Sumner)

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, March 9, 1981: House Bills Nos. 660, 662, 350, 214, 583, 584, 282, 172, 105, 274, 273, House Joint Resolutions Nos. 44, 43 and 42.

GILL, Chairman.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Joint Resolution No. 105 with his approval.

JULIA GIBBONS,
Counsel to the Governor.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Monday, March 9, 1981: Senate Joint Resolution No. 14, House Bill No. 369, House Joint Resolutions Nos. 87, 72, 79, 103, 107, 109, House Bills Nos. 616, 975, 977, 978, 979, 980, 991, 1020, 1029, Senate Joint Resolutions Nos. 42, 45, 47, 49, 51, 57, 60, 65, House Joint Resolutions Nos. 110, 111, 113, House Bills Nos. 259, 1039, 1045 and 1051; and Senate Joint Resolution No. 43.

GILL, *Chairman.*

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 113, 171, 253, 310, 311, 356, 414, 433, 466 and 659; and House Joint Resolutions Nos. 86 and 115; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 61, 110, 254, 256, 458, 562, 745, 747, 754, 789, 849, 884 and 906; and House Joint Resolutions Nos. 102 and 104; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

222—To amend Title 33, Title 12, Title 8 and Title 4, Code;

244—To amend Section 51-216, Code;

592—To regulate competitive bidding; all passed by the Senate

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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On motion of Mr. Burnett the House adjourned until 6:00 p.m. Monday, March 9, 1981.